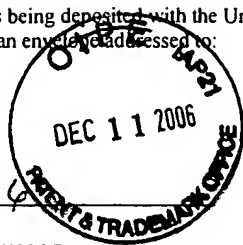


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On Dec. 7, 2006



PATENT  
Attorney Docket No.: 022101-003900US  
Client Reference No.: 21329-US

TOWNSEND and TOWNSEND and CREW LLP

By: Brenda J. Doffy

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Dieter Heindl et al.

Application No.: 10/621,428

Filed: July 16, 2003

For: FLUORESCENT  
HYBRIDIZATION PROBES WITH  
REDUCED BACKGROUND

Confirmation No.: 8931

Examiner: Frank Wei Min Lu

Art Unit: 1634

SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT UNDER  
37 CFR §1.97 and §1.98

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Sir:

The references cited on attached form PTO/SB/08A are being called to the attention of the Examiner. Copies of the references, in compliance with the requirements of 37 CFR §1.98(a)(2), are enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR §1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement.

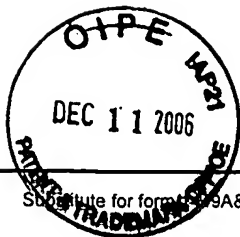
However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,



Jennifer L. Wahlsten  
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60929863 v1



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|---|---|----|---|--------------------------|------------------|
| <b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br><br>(Use as many sheets as necessary) |   |    |   | <b>Complete if Known</b> |                  |
|   |   |    |   | Application Number       | 10/621,428       |
|   |   |    |   | Filing Date              | July 16, 2003    |
|   |   |    |   | First Named Inventor     | Heindl et al.    |
|   |   |    |   | Art Unit                 | 1634             |
| Sheet   | 1 | of | 1 | Examiner Name            | Frank Wei Min Lu |
|   |   |    |   | Attorney Docket Number   | 022101-003900US  |

| U.S. PATENT DOCUMENTS |                       |   |                                |  |   |
|-----------------------|-----------------------|---|--------------------------------|--|---|
| Examiner Initials*    | Cite No. <sup>1</sup> | Document Number<br>Number Kind Code <sup>2</sup> (if known) | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
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|--------------------------|-----------------------|---------------------------|---------------------|-----------------------------------|--------------------------------|--|---|-------------------------------------|
| Examiner Initials*       | Cite No. <sup>1</sup> | Foreign Patent Document   |                     |                                   | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>or Relevant Figures Appear | T <sup>6</sup>                      |
|                          |                       | Country Code <sup>3</sup> | Number <sup>4</sup> | Kind Code <sup>5</sup> (if known) |                                |  |   |                                     |
|                          | AE                    | WO                        | 93/09128            | A1                                | 05-13-1993                     |  |   | <input type="checkbox"/>            |
|                          | AF                    | EP                        | 0745690             | A2                                | 12-04-1996                     |  |   | <input type="checkbox"/>            |
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|                          | AH                    | JP                        | 7502992             | A                                 | 03-30-1995                     |  | English abstract attached   | <input checked="" type="checkbox"/> |

| NON PATENT LITERATURE DOCUMENTS |                       |   |                          |  |
|---------------------------------|-----------------------|---|--------------------------|--|
| Examiner Initials *             | Cite No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>2</sup>           |  |
|                                 | AI                    | NILSSON, Mats et al.; "Real-time monitoring of rolling-circle amplification using a modified molecular beacon design"; 2002, <u>Nucleic Acids Research</u> , Vol. 30, No. 14, 7 pages.  | <input type="checkbox"/> |  |
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|                    |  |                 |  |
|--------------------|--|-----------------|--|
| Examiner Signature |  | Date Considered |  |
|--------------------|--|-----------------|--|

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.